23rd April 1947]

" The answer was as follows :—

'(f) Permits have in some cases been issued to persons having only one car registered in their name. In most cases, their existing cars were o d and some of those cars though in fair condition were stated to be uneconomical and undependable. In the case of big firms and institutions, permits have been issued, even though they were owning more than one car in fair condition, considering their needs '."

SRI R. SURYANARAYANA RAO :—" I am very grateful to the Hon. Minister for having given us so many facts and figures. May I know why only one car has been allotted to Kurnool district and whether the allotment depends upon the number of applications or the discretion of the Provincial Controller?"

THE HON. MR. DANIEL THOMAS :—" The number of permits issued in any one district depends upon the number of applications and the urgent needs of the several applicants who apply."

SRI R. SURYANARAYANA RAO :—" Is it the opinion of the Government that the needs of Malabar received 45 cars and Nilgiris which received 32 are more than those of Kurnool where railway communications are very defective?"

THE HON. MR. DANIEL THOMAS :—" There can be no standardization in these matters."

K. T. M. AHMED IBRAHIM SAHIB BAHADUR :—" Is the Government aware that when persons who owned cars, when they got permits for new cars they sold away their old cars for high prices?"

THE HON. MR. DANIEL THOMAS :—" That was why the control orders were amended to prevent such abuses."

MR. K. O. ANTHONI :—" Are the Government aware of the report widely prevalent in the City that a payment has to be made before getting a permit?"

THE HON. MR. DANIEL THOMAS :—" I will be grateful if a specific case is brought to the notice of the Government."

MR. K. O. ANTHONI :—" Will the Government make an enquiry if facts are placed before them?"

THE HON. MR. DANIEL THOMAS :—" As I have already said, if a specific case is brought to the notice of the Government, the Government will make an enquiry."

Appeals against the order of Rent Controller.

* 164 Q.—SRI R. SURYANARAYANA RAO : Will the Hon. the Minister for Prohibition be pleased to state—

(a) whether the Government are still entertaining appeals against the orders of the Rent Controller;

(b) whether the Rent Control Act has taken away the jurisdiction of the Government and vested the power to redress entirely in the courts;

(c) whether in the case of one P. L. M. Muthiah Chettiyar, No. 45, Tiruvottiyur High Road, Washermanpet, the Government issued directions interfering with the execution proceedings of the City Civil Court; and

(d) if so, under what authority?

THE HON. MR. DANIEL THOMAS:—"(a) & (b) Appeals against the orders of the Rent Controllers lie only to the appellate authorities appointed by Government under section (12) (1) (a) of the Madras Buildings (Lease and Rent Control) Act, 1946 and not to the Government. Only revision petitions in respect of orders passed by Rent Controllers and Collectors before 1st October 1946, i.e., before the Act came into force, lie to Government. No revision petition lies to Government in respect of orders passed by Rent Controllers or appellate authorities under the Act after 30th September 1946.

"(c) The Government have only granted extension of time to the tenant to vacate the premises. They were not aware that the owner had taken execution proceedings in the Civil Court against the tenant when they granted the extension of time."

"(d) Under sub-clause (2A) of clause 8 of the Madras House Rent Control Order, 1945."

SRI R. SURYANARAYANA RAO:—"May I know whether the Madras House Rent Control Order, 1945, lapsed as soon as the Madras Buildings (Lease and Rent Control) Act, 1946, was passed?"

THE HON. MR. DANIEL THOMAS:—"There are two aspects of the question. One is that the actual operative portion of the House Rent Control Order lapsed on 30th September 1946. The other is that certain rights conferred under that order are renewed for the benefit of the people."

SRI R. SURYANARAYANA RAO:—"May I invite the attention of the Hon. Minister to section 18 of the Madras Buildings Act which ousts the jurisdiction of the Government?"

THE HON. MR. DANIEL THOMAS:—"That is with reference to the position on and from 1st October 1946."

SRI R. SURYANARAYANA RAO:—"Is it the contention of the Government that in respect of orders passed before 1st October 1946 they can still exercise revisionary powers?"

THE HON. MR. DANIEL THOMAS:—"Legal pandits including the highest authority, the Advocate-General, have advised that there are certain powers and rights conferred which would have to be renewed even subsequent to 1st October 1946."

Abolition of petrol rationing.

• 165 Q.—SRI R. SURYANARAYANA RAO: Will the Hon. the Minister for Prohibition be pleased to state the reason for the continuation of petrol rationing and when the public may expect the abolition or relaxation of this control?